

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

KEITH HEIKEN, :
 :
 Plaintiff : CIVIL ACTION NO. 3:18-693
 :
 v. : (JUDGE MANNION)
 :
 SOUTHWESTERN ENERGY and :
 DAVID BOWMAN, :
 :
 Defendants :
 :

ORDER

In accordance with the memorandum issued this same day, **IT IS
HEREBY ORDERED THAT:**

- (1) The plaintiff's objections to the report and recommendation of Judge Carlson (**Doc. 62**) are **OVERRULED**.
- (2) The report and recommendation of Judge Carlson (**Doc. 61**) is **ADOPTED IN ITS ENTIRETY** as the decision of the court.
- (3) The motion for summary judgment filed by defendant Southwestern (**Doc 37**) is **GRANTED**.
- (4) The Clerk of Court is directed to **ENTER JUDGMENT IN FAVOR OF DEFENDANT SOUTHWESTERN AND AGAINST PLAINTIFF**.

(5) The cross motions for summary judgment filed by plaintiff and defendant Bowman (**Doc. 31, Doc. 34**) are **DISMISSED AS MOOT**.

s/ Malachy E. Mannion
MALACHY E. MANNION
United States District Judge

DATE: March 18, 2021

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